

Mayor's Office.
FOREIGN PAUPERS AND CRIMINALS.
The letter given below was received a few days ago by Mayor Wood, from the United States Minister at Bern concerning the emigration of paupers and disreputable

characters from Switzerland, to the port of New York.
UNITED STATES LEGATION, BERN,
March 20, 1933.
MY DEAR SIR:—I see there is much dissatisfaction in New York on the subject of foreign governments shipping passengers and convicts to America. Among others, the local authorities of Switzerland, I have reason to know, are opposed to this. I am glad to hear that the United States Federal Government, of which I have the honor to enclose a copy, believe a large majority of the Cantons have given an affirmative vote to repeat, and I hope with the same success.

With regard to the three hundred and twenty emigrants on their embarkation for New Orleans and New York were revested by Mr. Swandie, Consul of the United States at Zurich, I have authentic and certain information that there were not paupers, but respectable travellers, each one with considerable sum of money, furnished with letters of credit and waited for in America by friends ready to receive them and give them immediate employment.

I have been for some time doing everything in my power to
 terminate it, and I meet the ready and active aid of the
 Federal government of Switzerland. For the honor of the
 republic to which I am accredited, I wish this know-
 ledge have the honor to be, with the greatest consideration,
 Your obedient servant, THEO. S. FAY.

On occasion of a special case, the Resident Minister of the United States has, by a note dated the 16th of February last, expressed his serious regret in the fact, to all appearances, the emigration to the United States of paupers and criminals, a fact which has caused the Government of the United States to take the necessary measures to prevent the same.

America, been made the subject of energetic protests in the public press, as well as in the legislative bodies. There strong complaints are uttered on the fact that the reports of the United States are molested by individuals of the above description, who eventually become a burden to the American authorities. Public opinion, also, vehemently denounces this abuse. Therefore it must be insisted upon that no cause for similar complaints be given in future. The Swiss Consulate

New York has also, in a dispatch dated January 30th, turned to this subject, and informed us that at this moment the American Congress at Washington is preparing a bill, the special aim of which is to put a stop to the said abuses in regard to emigration, and to prevent the territory of the United States being considered as some kind of a Bernay Bay for Europe. If these complaints should be well founded; and if Swiss corporations should venture permissively to send to America paupers, or even criminals,

could not but consider the grievances of the American le-
gation well founded, and enjoin (*assist*) to the government
the different Cantons, that on their part they do not fur-
ther any just cause for such complaints, lest Switzerland
be said to have provoked reprisals, by which possibly
emigrants might suffer without any fault of their own.
Humanity, as well as the well understood interest of the
municipalities and corporations, do not allow that the omis-
sion of individuals of the above description be encourage-
d.

Again, as to the well understood self-interest, the author

to whom it concerns certainly could not by any means explain if the papers whom they have, as it were, committed to emigrate, should not be admitted to the United States; and if, therefore, the said authorities would have taken the return passage of those emigrants.

We feel obliged to submit these considerations to your earnest attention; also, to invite you to take the necessary measures and to combat energetically all abuses in regard to emigration. Meantime, we on our part shall do every

We embrace this opportunity to recommend you, true and faithful confederates, to the Divine protection.
For the Federal Council of Switzerland.
The President of the Confederation, **DR. TURNER.**
The Chancellor of the Confederation, **SCHLIES.**

Superior Court—Part First.
Before Chief Justice Oakley.

**JUVENILE DELINQUENT SINKING DAMAGES, BUT
TURNED OUT OF COURT—A CHECK TO YOUNG AMERICA.**

APRIL 20. — *William A. Mathis, by his next friend, Jas.*

Phelps, vs. Henry Summersgill.—This was an action brought by the plaintiff for damages for alleged false imprisonment. It appears that on the 14th of October last the plaintiff, a lad of about 14 years of age, accompanied by some other juvenile specimens of unfettered and unmannerly embryo-fist men, was crossing the W.

msburg ferry, and, in the ladies' cabin, behaved in such an unseemly manner—using indecent and profane language—that one of the hands on the ferry boat was obliged to take hold of the plaintiff, or his companion, and remonstrated with them. This led to further violent manifestations on the part of "Young America," and the defendant, who is a respectable man of business.

Wall street, interfered to check the conduct of the plaintiff and his friends. On arriving at the New York, the boys followed Mr. Summersgill as far as Pearl street, using annoying language to him, and on his asking them if they were following him, they used obscene expressions, and assumed an attitude of assault. A policeman (for they do sometimes happen to be opportunists) came up, and at the desire of the defendant, took them

custody, and they were brought to the Tombs, where they remained until next morning, when they were liberated by the defendant's interference, at the request of the father of one of the lads. The plaintiff is the only one who sues for damages. One of his companions was examined as a witness, and admitted that they were guilty nois. Mr. Chauncey Schaffer appeared as counsel for plaintiff, who laid his damages at the modest sum of \$100.

\$5,000. Mr. L. B. Shepard was counsel for the defendant. The Chief Justice, in charging the jury, said he supposed that there was no difficulty in understanding the precise character of this transaction. These boys were engaged in proceedings which were certainly annoying and tended to a breach of the peace. The Court here recapitulated the facts of the case, and continued to say that

the boys followed the defendant in the street, and continued annoying him by using approbrious and indecent expressions, such as you b—r. The defendant asked them if they were following him, and the plaintiff pulls back him- self in an attitude as if to strike; a policeman comes along, the boys are taken to the Tomb, where they remain some time, and are liberated through the interference of the defendant. Unconsciously the plaintiff was imprinted

at the request of the defendant, and the inquiry is as to whether or not there was a reasonable or probable cause, or, in other words, was there an absence of any reasonable cause for their arrest? Unless there was an absence of such cause, the defendant is not responsible for damages. If there was a probability of a breach of the peace being committed, any man has a right to call in the aid of the police to prevent it, for if the police are not used

prevent breaches of the peace, there is very little use of them indeed. The boys behaved very improperly, and perhaps this man (the defendant) would have done better had he soundly boxed their ears. The jury in a few minutes rendered a verdict for the defendant.

CITY INTELLIGENCE.

THUNDER AND HAIL, AND A SMART SHOWER.—The weather has been very fluctuating lately. It is alternately hot, cold, moist, dry, windy, and wet, and sometimes a little of all together. Yesterday afternoon the city was visited by a smart shower, mixed with hail and half-congealed ice, and accompanied by wind.

and clamorous peals of thunder. There was no lightning, and the rainstorm came down almost perpendicularly, and soon converted the gutters into rivulets. Vegetation is flourishing under these visitations of alternate sunshine and rain, and already the grass looks thrifty, and the branches on the trees are sprouting vigorously. Now is the time to plant trees and garden, and to look to the improvement of the soil.

MEETING OF DR. PECK'S FRIENDS AT MASONIC TEMPLE—An adjourned meeting of the friends of Dr. Charles A. Peck, held at the Masonic Temple, corner of Broome and Crosby streets, on Friday evening, 20th inst., the meet-

was called to order by the Chairman, Dr. Chas. D. Brown. On motion, Mr. John G. Groot was appointed secretary, *pro tem*. Reports were received from the finance committee. On motion, a committee was appointed to make arrangements for a public mass meeting, to be held in the Park, at an early date, due notice of which will be published in the daily newspapers. At this time, James M. Turner, Mr. H. C. Morton and Mr. G. F.

THE PROHIBITORY LIQUOR LAW.—The necessary papers for persons wishing to take out licenses under the Prohibitory Liquor law, passed April 9, 1855, have been prepared by the Judges of the Common Pleas, and can

ACCIDENT ON THE ERIE RAILROAD.—The Cincinnati express on the New York and Erie Railroad, when near Bend, yesterday morning, ran over and killed a man who was discovered walking on the track, but was late to stop the train until it had passed over and terribly mangled her.

REPAYMENT OF POSTAGE.—The new law, demanding that the postage of all letters sent within the United States should be prepaid, has had the effect of reducing the uncollected for letters in the New York Post Office from five to eight hundred since the first of April, inst., the day of the law taking effect. This speaks well for the new law so far.

Take Care of Your Gas Bills.
THURSDAY, April 19, 1885, 169 West Twentieth street.
TO THE EDITOR OF THE HERALD.
MRS G. BENNETT, Esq.:

DEAR SIR, —The President of the Manhattan Gas Company called on me to-day, in reference to the error in my last quarter's gas bill, and proved to me conclusively that it was wholly unintentional, and attributable to the carelessness of the man employed to read the meter. In justice to the company you will insert this explanation, and oblige, your obedient servant,
B. W. CAREY MANNETT.

REMARKS.—Would it not be as well for correspondents to be sure they are right before sending their communications to the newspapers?